IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWELFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 14276 of 2004

Between:

S. Venkataramana Reddy, S/o. S. Rami Reddy,
H.No. 3-277, Vempalli Road, Yerraguntla, Kadapa District.

..... PETITIONER

AND

The Secretary, C.C.I.E.P.F. Trust, Core 5, Scope Complex,
Lodhi Road, New Delhi.
2 The Secretary, E.C.P.F. Cement Corporation of India Limited,
59, Nehru Palace, New Delhi.
3 The India Cements Limited, Yerraguntla, Kadapa District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ or direction or order particularly one in the nature of Writ of Mandamus and the action of the respondent not yet settle the petitioner's P.F. amounts is illegal, Bias, and violation of the principles of natural justice and also violation of Art. 14, 21 of the Constitution of India, and direct the respondents to pay the P.F. amount which is due to the petitioner vide P.F. amount Account No. 81582 with 12% interest from 1st April, 1995

Counsel for the Petitioner: MR.S.RAJESWARA REDDY

Counsel for the Respondent Nos.1&2: MR.R.N.REDDY, S.C for P.F

Counsel for the Respondent No.3:

The Court made the following ORDER:

The petitioner worked as a Contract Labour in Cement Corporation of India Limited (CCI) at Yerraguntla, Kadapa District, under packing house contractor. Subsequently, it was purchased by the third respondent. In 1995 he stopped going to work in CCI. The petitioner contends that he contributed some amount towards provident fund to his account No.81582 and did not withdraw the said amount till now. He further contends that he approached the concerned authority to pay him the outstanding balance of the provident fund. According to the petitioner, an annual provident fund slip was issued by the provident fund trust for the period ending 31.03.1995 that there was an outstanding amount of Rs.2,870/- to the credit of his provident fund account. The petitioner further contends that he made several representations including the latest representation dated 23.01.2004, but the respondents did not pass any order till now. The petitioner, therefore, approached this Court seeking a direction to the first respondent to settle his EPF account and pay him the outstanding amount.

In the light of the circumstances explained by the petitioner, the first respondent is directed to settle the provident fund account of the petitioner. On such settlement, if any amount is payable to him, the first respondent shall make necessary arrangement for payment of the said amount to the petitioner within a period of two months from the date of receipt of a copy of this order. The first respondent shall also consider the payment of interest, if it is permitted under the Rules.

The writ petition is accordingly disposed of with the above directions at the admission stage. No costs.

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Dr. G.YETHIRAJULU,J

Va/klp

To

1 The Secretary, C.C.I.E.P.F. Trust, Core 5, Scope Complex, Lodhi Road, New Delhi.
2 The Secretary, E.C.P.F. Cement Corporation of India Limited, 59, Nehru Palace, New Delhi.
3 The India Cements Limited, Yerraguntla, Kadapa District.

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